**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

ADVANCEME, INC., **Plaintiff,** **v.** **RAPIDPAY LLC, FIRST FUNDS LLC, MERCHANT MONEY TREE, INC., REACH FINANCIAL, LLC, and FAST TRANSACT, INC. d/b/a SIMPLE CASH,** **Defendants.**	§ § § § § § § § § § § § § §	**CASE NO. 6:05-CV-424 (LED – JDL)**

PLAINTIFF'S UNOPPOSED MOTION TO OBTAIN DOCUMENTS AND TAKE THE DEPOSITION OF NORTHERN LEASING SYSTEMS ON A DATE PAST THE DISCOVERY CUT-OFF IN THIS CASE

Plaintiff, AdvanceMe, Inc. ("AdvanceMe"), respectfully submits the following unopposed motion for permission to obtain documents and take the deposition of Northern Leasing Systems, Inc. ("Northern Leasing Systems") on a date past the discovery cut-off in this case. This is necessary to give effect to the February 28, 2007 Memorandum and Order from the Honorable Lawrence J. McKenna of the United States District Court for the Southern District of New York, which granted AdvanceMe's motion to compel Northern Leasing Systems to produce documents and a witness pursuant to a subpoena that was served on Northern Leasing Systems.

Counsel for AdvanceMe, Inc. has conferred with Hilary Preston, counsel for Defendants, and Ms. Preston stated that Defendants do not oppose this motion.

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Background Facts

On November 13, 2006, AdvanceMe issued a subpoena on Northern Leasing Systems seeking documents and a deposition of a corporate representative. A true and correct copy of this subpoena and the attachments thereto is attached as Exhibit A to the Unopposed Motion. After meeting and conferring with Northern Leasing Systems on numerous occasions about this subpoena, counsel for Northern Leasing Systems ultimately indicated that his client was not willing to produce documents and a witness pursuant to this subpoena, thus forcing AdvanceMe to file, in the United States District Court for the Southern District of New York, a motion to compel the production of documents and testimony pursuant to the subpoena.

On February 28, 2007, the Honorable Lawrence McKenna of the United States District Court for the Southern District of New York granted AdvanceMe's motion to compel. A true and correct copy of this Memorandum and Order is attached hereto as Exhibit B. Although Judge McKenna was made aware of the March 2, 2007 discovery cut-off in this case, he ordered Northern Leasing Systems to comply with his order "as soon as feasible" and stated that AdvanceMe was to "request an extension of the March 2, 2007 discovery date to accommodate the above." Order, p. 3.

Since the date of Judge McKenna's Order, counsel for AdvanceMe has been meeting and conferring with counsel for Northern Leasing Systems as to a date when this document production and deposition would be "feasible." Counsel for Northern Leasing Systems recently indicated that Northern Leasing Systems would produce documents no later than April 11, 2007, and that a corporate representative of Northern Leasing Systems would be made available for a deposition on April 23, 2007, at 9:30 a.m., at the offices of Paul, Hastings, Janofsky & Walker LLP, 75 E. 55th Street, Seventh Floor, New York, New York 10022. Attached hereto as

Exhibit C is a true and correct copy of an e-mail sent from counsel for Northern Leasing Systems proposing these dates for the document production and deposition.

Accordingly, to give effect to Judge McKenna's Memorandum and Order compelling Northern Leasing Systems to produce documents and a corporate representative for deposition in this case, AdvanceMe respectfully asks for permission to obtain these documents and take this deposition after the discovery cut-off in this case.

Dated: April 4, 2007

Respectfully submitted,

By: ___________/s/ Robert C. Matz_____________

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CERTIFICATE OF CONFERENCE

The undersigned counsel for AdvanceMe, Inc. has conferred with Hilary Preston, counsel for Defendants. She stated that Defendants do not oppose this motion.

/s/ Robert C. Matz
Robert C. Matz

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record who have consented to electronic service are being served a copy of this document via the court's CM/ECF system pursuant to Local Rule CV-5(a)(3) on this the 4th day of April, 2007. Any other counsel of record will be served by first-class mail on this same date.

/s/ Robert C. Matz
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